IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
APPEAL FROM ORDER NO.850 OF 2005

Ratnakar Vasantrao Ghole ...Appellant.

V/s

Mohan Malwant Rao & Ors. ...Respondents.

Mr. S.R. Mishra for the appellant.

Mr. S.V. More for respondent Nos. 2 to 7.

Mr. V.B. Sakhare, AGP for respondent No.8
--

CORAM: V.M.KANADE,J.
DATE : 26th October, 2005

P.C.

1. The learned counsel appearing on behalf of the appellant submits that the trial court has not properly interpreted the statement which was made by the original defendant No.2. He, therefore, seeks clarification and/or modification of the said order.

2. In my view it would be appropriate for the appellant to approach the same court for seeking clarification and/or modification of the said order. The appellant may rely on the affidavit and other documents which are filed by him for the purpose of seeking clarification.

3. The learned Counsel for the appellant seeks permission to withdraw the appeal. Appeal is allowed to be withdrawn with liberty to the appellant to seek clarification from the same court which has passed the impugned order.

4. Appeal is accordingly disposed of.

V.M. KANADE, J.